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6 Attorneys for Defendants
7 ZODAX, L.P. and COSTCO WHOLESALE
CORPORATION

9
10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **OAKLAND DIVISION**

13 GATE FIVE GROUP LLC dba
14 ROOST, a California Limited
Liability Company,

15 Plaintiff,

16 v.
17 COSTCO WHOLESALE
18 CORPORATION, a Washington
Corporation, ZODAX, L.P., a limited
partnership, and DOES 1-100,

19 Defendants.

20 Case No. CV 10-1288 CW

21 Assigned To: Hon. Claudia Wilken

22 **JOINT STIPULATION TO
FURTHER EXTEND TIME FOR
DEFENDANTS ZODAX, L.P. AND
COSTCO WHOLESALE
CORPORATION TO RESPOND TO
COMPLAINT**

23 Date Action Filed: March 26, 2010

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27 Los Angeles, California 90067-4590

1 This stipulation is entered into by and between Plaintiff Gate Five Group
2 LLC dba Roost (“Plaintiff”) and Defendants Zodax, L.P. and Costco Wholesale
3 Corporation (collectively, “Defendants”) by and through their respective counsel of
4 record, with regard to the following facts:

RECITALS

A. The summons in this action was served upon Defendants on March 29, 2010. Defendants' responsive pleading was originally due on April 19, 2010.

B. The parties have previously stipulated to extend the deadline for Defendants to file a responsive pleading to the Complaint by twenty-one (21) additional days, to May 10, 2010.

C. Defendants require additional time to research the claims in the Complaint, to contemplate a potential resolution of the claims, and to prepare a response.

D. Plaintiff has agreed to grant Defendants twenty-eight (28) additional days from May 10, 2010 to file a responsive pleading to the Complaint.

E. Civil Local Rule 6-1(a) does not require a court order in connection with this stipulation.

AGREEMENT

IT IS HEREBY STIPULATED by and between the parties, through their respective counsel herein, pursuant to Civil Local Rule 6-1(a), that Defendants

1 Zodax, L.P. and Costco Wholesale Corporation shall have up to and including June
2 7, 2010 to file their responsive pleadings to the Complaint.
3

4 DATED: May 6, 2010
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7 CLAMAN & MACHTINGER LLP
8

9 By: 
10 AARON J. MOSS (SBN 190625)
11 Attorneys for Defendants ZODAX,
12 L.P. and COSTCO WHOLESALE,
13 CORPORATION
14

15 DATED: May 5, 2010
16

17 HIARING & SMITH, LLP
18

19 By: 
20 VIJAY K. TOKE (SBN 215079)
21 Attorneys for Plaintiff GATE FIVE
22 GROUP LLC dba ROOST
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